

LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of July 11, 2013

The regular meeting of the Second Injury Board convened at 2:15 p.m.

The following were present:

Mr. Charles Hansberry, representing Commission of Insurance, Chairman

Ms. Lynette Mack, representing State Treasurer

Mr. Larry White, OWCA/Deputy Director

Pauline Williams, SIB Director

Michelle Sumrall, Compliance Supervisor

Meridith Trahant, General Counsel

Karl Scott, General Counsel

Will Green, General Counsel

Amy Cutrer, Accounting Technician

Mr. Hansberry, Chairman, called the meeting to order and began with Item 1 on the agenda, being the reading of the minutes from the previous meeting. Mr. White moved to dispense with the reading of the minutes and approve the minutes as printed and distributed. The motion was seconded by Ms. Mack and passed unanimously.

The Chairman moved to Item 2 on the agenda, being hearings on pending claims on the July 11, 2013 agenda.

Hearing #1 Claim #12-0147 was postponed from the agenda.

Hearing #2 Claim #12-0775; Employer: DNB Trucking and Carrier: Louisiana Loggers SIF. No one was present to represent carrier. Ms. Michelle Sumrall, SIB Program Compliance Officer Supervisor, recommended that the claim be denied. Ms. Mack made a motion to accept the recommendation that the claim be denied. The motion was seconded by Mr. White and passed unanimously.

The Chairman moved to Item 3 on the agenda, being the recommendation of Ms. Williams to approve reimbursement on the following (12) claims; beginning with Claim #12-0006 and ending with Claim #13-0261.

1.	Ace American Insurance Company	#12-0006	104 weeks ded.
2.	Parish Government Risk Management Agency	#12-0285	104 weeks ded.
3.	Louisiana United Businesses Assn. SIF	#12-0416	104 weeks ded.
4.	Lake Charles Memorial Hospital	#12-0577	104 weeks ded.
5.	LA Workers' Compensation Corporation	#12-0593	104 weeks ded.
6.	Louisiana Commerce & Trade Association	#12-0690	104 weeks ded.
7.	Insurance Company of the State of PA	#12-0840	104 weeks ded.
8.	Jefferson Parish	#12-0878	104 weeks ded.
9.	Liberty Mutual Insurance Company	#12-0933	104 weeks ded.
10.	Archdiocese of New Orleans	#13-0067	104 weeks ded.
11.	LUBA Casualty Insurance Company	#13-0160	104 weeks ded.

12. Bridgefield Casualty Insurance Company #13-0261 104 weeks ded.

Mr. White moved to accept the recommendation of the Director and approve reimbursement of these claims. The motion was seconded by Ms. Mack and passed unanimously.

The Chairman moved to Item 4 on the agenda, being the recommendation of the Director to deny reimbursement for the following (92) claims; beginning with Claim #09-0782 and ending with Claim #13-0426; excluding items # 3, 4, 8, 27, 31, 36, 50, 52, & 74, which were postponed.

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| 1. | FEDEX Ground Package System | #09-0782 |
| 2. | Louisiana Workers' Compensation Corporation | #11-0471 |
| 3. | Louisiana United Businesses Association SIF | POSTPONED #12-0107 |
| 4. | Louisiana Agricultural Corporation SIF | #12-0147 |
| 5. | City of Shreveport | #12-0277 |
| 6. | Louisiana Safety Association of Timbermen | #12-0289 |
| 7. | Louisiana Restaurant Association | #12-0293 |
| 8. | Louisiana Auto Dealers Association | POSTPONED #12-0318 |
| 9. | Louisiana Workers' Compensation Corporation | #12-0354 |
| 10. | Louisiana Workers' Compensation Corporation | #12-0393 |
| 11. | Louisiana Commerce & Trade Association | #12-0402 |
| 12. | Louisiana United Businesses Association SIF | #12-0412 |
| 13. | Lafayette Parish School Board | #12-0469 |
| 14. | Diocese of Baton Rouge | #12-0516 |
| 15. | Not Documented | #12-0579 |
| 16. | Louisiana Workers' Compensation Corporation | #12-0594 |
| 17. | Commerce and Industry Insurance Company | #12-0659 |
| 18. | Commerce and Industry Insurance Company | #12-0678 |
| 19. | Louisiana United Businesses Association SIF | #12-0718 |
| 20. | Louisiana Workers' Compensation Corporation | #12-0730 |
| 21. | Louisiana United Businesses Association SIF | #12-0738 |
| 22. | Louisiana Loggers SIF | #12-0775 |
| 23. | Louisiana Office of Risk Management | #12-0833 |
| 24. | Diocese of Lake Charles | #12-0854 |
| 25. | Lafayette Parish School Board | #12-0870 |
| 26. | Louisiana Workers' Compensation Corporation | #12-0872 |
| 27. | Monroe City School Board | POSTPONED #12-0875 |
| 28. | Argonaut Insurance Group | #12-0879 |
| 29. | LEMIC Insurance Company | #12-0884 |
| 30. | Electric Insurance Company/GE | #12-0890 |
| 31. | Insurance Company of the State of PA | #12-0893 |
| 32. | Louisiana Commerce and Trade Association | #12-0899 |
| 33. | Bridgefield Casualty Insurance Company | #12-0900 |
| 34. | Louisiana Retailers Mutual Insurance Company | #12-0902 |
| 35. | Bridgefield Casualty Insurance Company | #12-0903 |
| 36. | Ace American Insurance Company | POSTPONED #12-0906 |
| 37. | Not Documented | #12-0909 |
| 38. | Not Documented | #12-0911 |

39.	Louisiana Commerce and Trade Association	#12-0914
40.	Not Documented	#12-0921
41.	LUBA Casualty Insurance Company	#12-0923
42.	Lafayette Parish School Board	#12-0927
43.	Diocese of Baton Rouge	#12-0929
44.	Not Documented	#12-0932
45.	Louisiana Workers' Compensation Corporation	#12-0938
46.	Louisiana Workers' Compensation Corporation	#12-0941
47.	Bridgefield Casualty Insurance Company	#12-0942
48.	Louisiana Workers' Compensation Corporation	#12-0945
49.	Louisiana Commerce and Trade Association	#12-0946
50.	Terrebonne Parish School Board	#12-0948
51.	Bridgefield Casualty Insurance Company	#12-0950
52.	City of New Orleans	#12-0953
	POSTPONED	
53.	City of New Orleans	#12-0955
54.	Phoenix Insurance Company	#12-0963
55.	Zurich American Insurance Company	#12-0965
56.	LEMIC Insurance Company	#12-0968
57.	LEMIC Insurance Company	#12-0969
58.	Stonetrust Commercial Insurance Company	#12-0971
59.	Stonetrust Commercial Insurance Company	#12-0972
60.	Bridgefield Casualty Insurance Company	#12-0973
61.	LEMIC Insurance Company	#12-0977
62.	LEMIC Insurance Company	#12-0978
63.	New Hampshire Insurance Company	#12-0980
64.	Bridgefield Casualty Insurance Company	#12-0981
65.	Louisiana Restaurant Association	#12-0982
66.	Arch Insurance Company	#12-0983
67.	Not Documented	#12-0987
68.	Sherwin-Williams Company	#12-0991
69.	Insurance Company of the State of PA	#12-0994
70.	LUBA Casualty Insurance Company	#12-1006
71.	City of Natchitoches	#12-1021
72.	Not Documented	#12-1026
73.	Bridgefield Casualty Insurance Company	#12-1042
74.	Argonaut Insurance Group	#12-1055
75.	Bridgefield Casualty Insurance Company	#12-1069
76.	LEMIC Insurance Company	#13-0005
77.	Indemnity Insurance Company of North America	#13-0019
78.	LEMIC Insurance Company	#13-0029
79.	LUBA Casualty Insurance Company	#13-0035
80.	Louisiana Commerce and Trade Association	#13-0062
81.	Lafourche Parish School Board	#13-0066
82.	Louisiana Workers' Compensation Corporation	#13-0106
83.	LUBA Casualty Insurance Company	#13-0109
84.	LEMIC Insurance Company	#13-0124
85.	Louisiana Commerce and Trade Association	#13-0157
86.	LEMIC Insurance Company	#13-0172
87.	LEMIC Insurance Company	#13-0193
88.	Louisiana Commerce and Trade Association	#13-0196
89.	LEMIC Insurance Company	#13-0202
90.	Louisiana Restaurant Association	#13-0205

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| 91. | Bridgefield Casualty Insurance Company | #13-0262 |
| 92. | Louisiana Construction and Industry SIF | #13-0426 |

Ms. Mack moved to accept the recommendation of the Director to deny these claims. The motion was seconded by Mr. White and passed unanimously.

The Chairman moved to Item 5 on the agenda, being the recommendation of the Director to approve reimbursement of (193) partial payments beginning with Claim #80-0247 and ending with Claim #11-0855. Mr. White moved to accept the recommendation of the Director and approve reimbursement of the partial payments as submitted on the agenda of July 11, 2013. The motion was seconded by Ms. Mack and passed unanimously.

The Chairman moved to Item 6 on the agenda, being the recommendation of the Director to approve (62) quarterly payments due beginning with Claim #00-0967 and ending with Claim #99-1063. Ms. Mack moved to accept the recommendation of the Director and approve reimbursement of quarterly payments as submitted on the agenda of July 11, 2013. The motion was seconded by Mr. White and passed unanimously.

The Chairman moved to Item 7 on the agenda, being public comment. There being no one present from the public, the Chairman moved to go into Executive Session to discuss Second Injury Board litigation and settlements. Mr. White moved to accept the recommendation. The motion was seconded by Ms. Mack and passed unanimously.

Upon returning from Executive Session, the Chairman moved to Item 8a of the agenda, being settlement recommendations. The Chairman made a motion to extend settlement authority as discussed in Executive Session and approve (22) settlements to be paid on a quarterly basis, as recommended by the Director. Claim #08-0483, Claim #08-0837 are for settlement of indemnity benefits only.

1. 92-0582
2. 97-1297
3. 01-1193
4. 02-0658
5. 04-0341
6. 04-0627
7. 05-0263
8. 06-0764
9. 07-0869
10. 07-0921
11. 08-0483 (Indemnity only)
12. 08-0507
13. 08-0837 (Indemnity only)
14. 09-0384
15. 09-0594
16. 09-0998
17. 10-0451

18. 10-0623
19. 11-0615
20. 12-0383
21. 12-0638
22. 12-1037

Mr. White moved to accept the recommendation. The motion was seconded by Ms. Mack and passed unanimously.

The following claims were recommended to be denied for settlement and be paid on an on-going basis:

1. Claim #08-0621
2. Claim #11-0027
3. Claim #11-0522

Ms. Mack moved to accept the recommendation. The motion was seconded by Mr. White and passed unanimously.

The Chairman moved to Item 8b of the agenda, being Second Injury Board litigation. The Chairman made a motion to grant Council authority to proceed on the following claims as discussed in Executive Session:

1. Claim #10-0467; recommended by General Council for settlement authority.
2. Claim #10-0040; recommended by General Council to continue litigation.
3. Claim #10-0374; recommended by General Council for settlement authority.
4. Claim #11-0900; recommended by General Council for settlement authority.
5. Claim #11-0066; recommended by General Council to continue litigation.
6. Claim #11-0574; recommended by General Council for settlement authority.
7. Claim #11-0225; recommended by General Council for settlement authority.
8. Claim #11-0838; recommended by General Council to continue litigation.
9. Claim #09-0461; recommended by General Council for settlement authority.

Mr. White moved to accept the recommendation. The motion was seconded by Ms. Mack and passed unanimously.

The Chairman moved to Item 9 of the agenda, being any other matters requiring attention. The LRS Presentation was postponed and the Chairman moved to expand the agenda to include giving settlement authority to General Council for Claim #12-0246 under Item #8a of the agenda. Authority was previously given for Claim # 04-0604, submitted on the May 2, 2013 agenda but this was an old claim number. The Chairman made a motion to rescind authority on Claim # 04-0604 and give authority to Claim #12-0246. Mr. White moved to accept the Chairman's recommendation. The motion was seconded by Ms. Mack and passed unanimously.

There being no further business to discuss, the Chairman moved to adjourn. Mr. White moved to accept the chairman's recommendation. The motion was seconded by Ms. Mack and passed unanimously.

The meeting was adjourned at 2:44 p.m.
Recording Secretary: Michelle Sumrall